

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

DENNIS M. DAVIN, in his capacity as  
Secretary for the Department of  
Community and Economic Development,

Petitioner<sup>1</sup>,

v.

CITY OF HARRISBURG,

Respondent

:  
:  
: No. 569 MD 2011  
:  
:

: **RE: DETERMINATION OF**  
: **STATUS OF IMPACT**  
: **HARRISBURG UNDER**  
: **SUNSHINE ACT**

RECEIVED & FILED  
COMMONWEALTH COURT  
OF PENNSYLVANIA  
25 FEB 2016 10 28

**APPLICATION FOR LEAVE TO INTERVENE**

Pursuant to Rule of Appellate Procedure 123 and the Court's Case Management Order, dated September 4, 2012, Impact Harrisburg ("Impact"), by and through its counsel, McNeese Wallace & Nurick LLC, seeks to intervene in the above-captioned matter, and in support thereof avers as follows:

1. The above-captioned matter relates to the creation and continued implementation of a financial recovery plan for the City of Harrisburg (the "Harrisburg Strong Plan") pursuant to the Municipalities Financial Recovery Act, 53 P.S. § 11701.101, *et seq.* ("Act 47"). *See* Order, September 23, 2013.

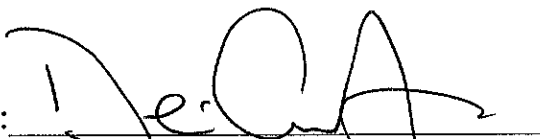
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<sup>1</sup> As the present appointee to the position of DCED Secretary, Mr. Davin has been substituted for the original Petitioner, C. Allen Walker.

Harrisburg Strong Plan, nor prejudice any of the other parties to that Plan or this proceeding.

WHEREFORE, Petitioner Impact Harrisburg respectfully requests that the Court grant its Application For Leave To Intervene so that Impact may request a declaratory judgment from this Court as set forth in Impact's Application For Relief.

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Dated: February 25, 2016

**PROOF OF SERVICE**

I, Devin J. Chwastyk, hereby certify that I am this day serving the foregoing document upon the persons below via first class mail, which service satisfies the requirements of Pa.R.A.P.

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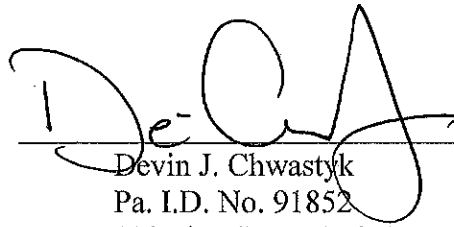
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